

JUDGE JOHN C. COUGHENOUR
JUDGE MICHELLE L. PETERSON

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON AT SEATTLE

GUILD MORTGAGE COMPANY LLC,

Plaintiff,

vs.

CROSSCOUNTRY MORTGAGE LLC,

Defendant.

Case No. 2:21-CV-01376-JCC-MLP

**REQUEST FOR JUDICIAL NOTICE IN
SUPPORT OF PLAINTIFF GUILD
MORTGAGE LLC'S MOTION FOR
SANCTIONS AGAINST DEFENDANT,
CROSSCOUNTRY MORTGAGE, LLC**

**NOTED FOR CONSIDERATION:
FRIDAY, OCTOBER 14, 2022**

Plaintiff Guild Mortgage Company LLC ("Guild") pursuant to Federal Rule of Evidence 201, and in connection with its concurrently filed Motion for Sanctions against defendant CrossCountry Mortgage, LLC ("CCM"), hereby requests that the Court take judicial notice of the following Exhibits, true and correct copies of which are attached to the concurrently filed declaration of Eric B. Schwartz:

Exhibit A: The status and tax filing history for CCM, obtained from the website for the Delaware Department of State: Division of Corporations on September 30, 2021.

Exhibit B: The State of Ohio Certificate of Conversion for CCM, obtained from the Ohio Secretary of State on September 30, 2021.

Exhibit C: The statement of information for CCM filed with the California Secretary of State on August 18, 2021, obtained from the website for the California Secretary of State on October

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4, 2021.

Exhibit I: The May 27, 2022 complaint filed in *CrossCountry Mortgage, LLC v. Guild Mortgage, LLC*, United States District Court for the District of Nevada, Case No. 2:22-cv-00845 (May 27, 2022).

Exhibit J: The August 4, 2022 complaint filed in *CrossCountry Mortgage, LLC v. Impact Mortgage Holdings, Inc.*, United States District for the Northern District of Ohio, Eastern Division, Case No. 1:22-cv-01378 (Aug. 4, 2022).

Federal Rule of Evidence 201(b) authorizes the Court to take judicial notice of facts that are “not subject to reasonable dispute[,]” including facts that “can be accurately and readily determined from sources whose accuracy cannot reasonably be questioned.” Fed. R. Evid. 201(b). Courts may take judicial notice of “court filings and other matters of public record.” *Reyn’s Pasta Bella, LLC v. Visa USA, Inc.*, 442 F.3d 741, 746 n.6 (9th Cir. 2006). A court “must take judicial notice if a party requests it and the court is supplied with the necessary information.” Fed. R. Evid. 201(c)(2).

Pursuant to the foregoing, Guild requests that the Court take judicial notice of Exhibits A-C, I, and J. These exhibits are documents and orders that have been publicly filed in the State of Ohio, the State of Delaware, the State of California, the United States District Court for the District of Nevada, the United States District Court for the Northern District of Ohio, Eastern Division, respectively.

Date: September 9, 2022

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By: 

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CERTIFICATE OF SERVICE

I hereby certify that on September 9, 2022, I electronically filed the foregoing document:
**REQUEST FOR JUDICIAL NOTICE IN SUPPORT OF PLAINTIFF GUILD MORTGAGE
LLC'S MOTION FOR SANCTIONS AGAINST DEFENDANT, CROSSCOUNTRY
MORTGAGE, LLC** with the Clerk of the Court using the CM/ECF System which will send
notification of such filing to the following:

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I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

Dated this 9th day of SEPTEMBER, 2022 at Los Angeles, California.


Leticia Espinoza

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